

EXHIBIT C

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8 Attorneys for Defendant
9 JASON EDWARD THOMAS CARDIFF

10
11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 vs.

16 JASON EDWARD THOMAS
CARDIFF,

17 Defendant.
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Case No. 5:23-CR-00021-JGB

*[Filed concurrently with Reply
Memorandum in Support of Motion to
Suppress Evidence]*

19 **DECLARATION OF JASON EDWARD THOMAS CARDIFF IN SUPPORT**
20 **OF MOTION TO SUPPRESS EVIDENCE**

21 I, Jason Edward Thomas Cardiff, declare as follows:

22 1. I am a party in the above-entitled action. I have personal knowledge of
23 the matters stated herein. If called as a witness, I could and would competently testify
24 to the matters stated herein. I make this declaration to respond to the Government's
25 contention that I lack standing to contest the search in this case. This declaration is
26 submitted under the protections of *Simmons v. United States*, 390 U.S. 377 (1968) and
27 the United States Constitution. Pursuant to *Simmons* and my constitutional rights, I
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1 would object to use of this declaration for any purpose beyond the Court's
2 adjudication of my Motion to Suppress Evidence.

3 2. I am the President, Chief Executive Officer and, on October 12, 2018, I
4 was 99% owner of Redwood Scientific Technologies. I have always been the CEO
5 and President of the company and was actively involved in every aspect of the
6 business, from operations to financial decisions, for over 12 years. At the time of the
7 October 12, 2018 search, my office for Redwood was located at 870 North Mountain
8 Avenue, Ste 100.

9 3. I directly managed and controlled Redwood's day-to-day business holding
10 daily management meetings and directing managers on what tasks to perform, and their
11 time line to do them. In other proceedings, we talked about using logbooks to document
12 and record these meetings. I performed primary human resource functions, including
13 hiring, firing, onboarding, setting employee policies and procedures, resolving
14 employee complaints or misconduct. I also directed employees on shipping matters
15 addressing periodic problems with shipments, bringing new products to market,
16 directing employees on issues with Limelight, working with retail partners, setting
17 monthly, quarterly, and annual growth targets, setting employee goals, and assigning
18 all digital passwords. I also had full access to employee computers and and periodically
19 logged into employee computers to monitor their performance. Redwood also recorded
20 all incoming and outgoing calls of all personnel, including myself. I periodically
21 monitored all calls as well as emails to assure compliance with company policy and
22 customer care.

23 4. Despite the Receiver's appointment, I maintained access and control over
24 the premises and, to the extent that Redwood had business activity, I continued to
25 work with retail stores and wholesalers (Amazon sales) although online sales were
26 discontinued. At all times, I had keys to the premises and had 24-hour, 7-day-a-week
27 access to the office, including my personal office and all areas of the corporate
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1 premises. I was regularly present in the office, which housed both business and
2 personal documents, computers, communications, and proprietary information.

3 5. As of October 12, 2018, there were only three employees in Redwood's
4 corporate offices, which contained computers with downloadable data. The
5 computers in Redwood's corporate office contained personal as well corporate
6 information. These computers were initially used by Cardiff and were recycled from
7 my prior companies, such as Cigirex, so there was a mix of both personal and
8 business information in these computers.

9 6. The office was a small, closely-held company environment with an
10 open-concept design. However, I had exclusive access to specific areas that contained
11 personal items, confidential business information, and other sensitive materials,
12 reinforcing my expectation of privacy.

13 7. As CEO, I was solely in control of the passcodes for all company
14 computers and the G-Suite accounts. I set up and maintained the security protocols for
15 accessing these systems, ensuring that I had the ultimate control over the company's
16 digital assets, communications, and all online records. This meant I could access
17 emails being sent by employees at any given time. All phone calls were recorded and
18 could be accessed at any given time. I did, in fact, periodically monitor emails and
19 phone calls to assure compliance with Redwood policy and customer care.

20 8. I was not aware that USPIS was conducting a criminal investigation
21 because the Receiver gave me the Complaint (and related papers) and told me that
22 this was a civil case and a receivership was being imposed.

23 9. No one told me that I had a right to refuse access to the premises. If
24 anyone had told me that I had a right to refuse access, I would have asserted that right.
25 I did object to Judge Otero when the Receiver wanted access to my home to look for
26 jewelry, but we worked that out and I subsequently cooperated with the Receiver.
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1 The only people who showed to my house were the Receiver's staff people. No law
2 enforcement personnel were allowed into my home.

3 10. I retained the authority to determine who could access specific areas of
4 the office and managed all digital security protocols. My continuous role as CEO and
5 President, majority ownership, 24/7 access, and direct control establish my standing
6 to challenge the searches conducted.

7 I declare under penalty of perjury under the laws of the United States that the
8 foregoing is true and correct to the best of my knowledge and belief.
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10 Executed on October 7, 2024 at Houston Texas

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13 Jason Cardiff
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